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*Attorney for Plaintiff John F. Kocienski*

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

JOHN F. KOCIENSKI,

Plaintiff,

vs.

NRT TECHNOLOGIES, INC.,

Defendant.

**Case No. 2:16-CV-00905-JCM-CWH**

**STIPULATION AND ORDER TO  
DISMISS WITH PREJUDICE**

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, the parties, by and through their attorneys of record, hereby stipulate and request that the above-captioned case be dismissed in its entirety *with prejudice*. Each party is to bear her/his/its own attorneys' fees and costs, except as otherwise agreed.

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2 WHEREFORE, the parties respectfully request that this matter be dismissed *with prejudice*, with  
3 each party to bear its own costs and attorneys' fees, except as otherwise agreed.

4 DATED this \_\_\_\_ day of September 2020

5 LAW OFFICES OF DANIEL MARKS

HOWARD & HOWARD ATTORNEYS PLLC

6 By: /s/ Daniel Marks

By: /s/ Robert Rosenthal

7 Daniel Marks, Esq.  
8 Nevada State Bar No. 2003  
9 610 South Ninth Street  
Las Vegas, NV 89101  
*Attorney for Plaintiff*

Robert L. Rosenthal, Esq.  
Nevada State Bar No. 6476  
3800 Howard Hughes Parkway, Ste. 1000  
Las Vegas, NV 89169  
*Attorney for Defendant*

11 ORDER

12 IT IS SO ORDERED.

13  
14 Date: September 25, 2020

15   
UNITED STATES DISTRICT COURT JUDGE

## Office

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**From:** Robert L. Rosenthal <rrosenthal@howardandhoward.com>  
**Sent:** Tuesday, September 22, 2020 10:04 AM  
**To:** Office  
**Cc:** W. West Allen  
**Subject:** RE: Kocienski v. NRT  
**Attachments:** STIPULATION TO DISMISS WITH PREJUDICE.docx

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Please see the attached.

**Howard & Howard** | Robert L. Rosenthal  
law for business® Attorney and Counselor

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**Subject:** Kocienski v. NRT

**CAUTION: EXTERNAL EMAIL**

Good afternoon,

Please send us Stipulation to Dismiss.

*Kind Regards,*

Sent from this account  
On behalf of Daniel Marks, Esq.  
Law Office of Daniel Marks  
610 South Ninth Street  
Las Vegas, Nevada 89101  
O: (702) 386-0536; F: (702) 386-6812